

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

HEAVY MATERIALS, LLC – ST. CROIX DIVISION
Employer-Petitioner

and

Case 12-RM-231582

UNITED INDUSTRIAL, SERVICE, TRANSPORTATION,
PROFESSIONAL AND GOVERNMENT WORKERS OF
NORTH AMERICA
Union

and

INTERNATIONAL ASSOCIATION OF
MACHINISTS AND AEROSPACE WORKERS, AFL-CIO
Union

ORDER

The Employer-Petitioner's Request for Review of the Regional Director's decision to block the petition and Request for Review of the Regional Director's decision to dismiss the petition are denied as they raise no substantial issues warranting review.¹

LAUREN McFERRAN, MEMBER

MARVIN E. KAPLAN, MEMBER

WILLIAM J. EMANUEL, MEMBER

Dated, Washington, D.C., May 30, 2019

¹ In agreeing with the RD that the petition should be dismissed, we rely only on Cases 12-CA-232037 and 12-CA-233513. The unfair labor practices alleged in those cases, if proven, would preclude the existence of the question concerning representation.

For institutional reasons, Members Kaplan and Emanuel apply extant law in denying the Employer's Requests for Review. However, they would consider revisiting the Board's blocking charge policy in a future appropriate proceeding.